

In the United States Court of Federal Claims

OFFICE OF SPECIAL MASTERS

Filed: January 7, 2016

* * * * *	*	
LINDA HUTSON,	*	
	*	No. 14-117V
Petitioner,	*	
	*	
v.	*	Special Master Roth
	*	
SECRETARY OF HEALTH	*	Attorneys' Fees and Costs
AND HUMAN SERVICES,	*	
	*	
Respondent.	*	
	*	
* * * * *	*	

Ronald C. Homer, Conway, Homer & Chin-Caplan, P.C., Boston, MA, for petitioner.
Michael P. Milmoie, U.S. Department of Justice, Washington, DC, for respondent.

ATTORNEYS' FEES AND COSTS DECISION¹

On August 17, 2015, the Chief Special Master entered a decision awarding damages. This case was transferred to the undersigned on October 21, 2015. Petitioner filed her Application for Attorneys' Fees and Costs ("Application") on December 15, 2015. Respondent did not file a response or raise an objection by January 4, 2016, as required by Vaccine Rule 20(b)(1).

The application detailed attorneys' fees in this case totaling \$19,953.50. In accordance with General Order #9, the Counsel of record also incurred \$1,643.01 in litigation expenses, and the petitioner incurred no litigation expenses.

The Vaccine Act permits an award of reasonable attorneys' fees and costs. 42 U.S.C. § 300 aa-15(e). Based on the reasonableness of petitioner's request and respondent's counsel's lack of objection to petitioner's counsel's fee request, the undersigned **GRANTS** petitioner's motion for approval and payment of attorneys' fees and costs.

¹ Because this decision contains a reasoned explanation for the undersigned's action in this case, the undersigned intends to post this decision on the website of the United States Court of Federal Claims, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction "of any information furnished by that party: (1) that is a trade secret or commercial or financial in substance and is privileged or confidential; or (2) that includes medical files or similar files, the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, the entire decision will be available to the public. *Id.*

Accordingly, an award should be made as follows:

in the form of a check jointly payable to petitioner and Ronald C. Homer in the amount of **\$21,596.51**.

In the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court **SHALL ENTER JUDGMENT** in accordance with the terms of the parties' stipulation.²

IT IS SO ORDERED.

s/Mindy Michaels Roth
Mindy Michaels Roth
Special Master

² Pursuant to Vaccine Rule 11(a), entry of judgment is expedited by the parties' joint filing of notice renouncing the right to seek review.